

NOTE: Appearing first is the Full Board summary which is the last meeting of the day. The committees will follow in the order of which time they were conducted. The Dealer Board staff felt it would benefit our readers to have the last meeting of the day appear first on the website.

~ 2nd DRAFT ~

Meeting Summary **Motor Vehicle Dealer Board** Monday, July 12, 2004

Chairman D.B. Smit called the Dealer Board meeting to order at 11:40 a.m. in Room 702 of the DMV Headquarters Building at 2300 West Broad Street in Richmond. The roll was called and there were 16 Board members present. Present were members Carlton Courter, Bobby Joe Dotson, Steve Farmer, Rick Hunt, Todd Hyman, Clyde King, Hugh McCreight, Pat Patrick, Max Pearson, Frank Pohanka, Ted Robertson, Chris Schroeder, Larry Shelor, Leo Trenor and Robert Woodall. (Absent: David Lacy, James Mitchell and Vince Sheehy). Bruce Gould, Peggy Bailey, Debbie Allison and Val Rodriguez represented the Dealer Board. Philip Vasquez and Ed Ryder represented DMV. Eric Fiske represented the Attorney General's Office. Alice Weedon acted as Recording Secretary.

The May 10, 2004 meeting summary was approved.

PUBLIC COMMENT

There was no public comment.

STATUTORY COMMITTEE REPORTS:

Dealer Practices Committee:

- **Ardeshir R. Majdi and DMV Motors.** Chairman Todd Hyman summarized for the Board the discussion held in the Committee meeting regarding Ardeshir R. Majdi and DMV Motors. Based on that discussion and the recommendation in the case, Mr. Hyman made the following motion: Based on the evidence and a report of an informal fact-finding conference as prepared by a hearing officer, the executive director revoked all licenses issued to Mr. Ardeshir R. Majdi t/a DMV Motors for having been convicted of any criminal act related to the sale of motor vehicles and for deceptive acts or practices. Mr. Majdi appealed the revocation and requested a formal hearing. The Board has reviewed and considered the facts and evidence and the report of a formal hearing as prepared by the hearing officer concerning Mr. Ardeshir R. Majdi t/a DMV Motors for alleged violations of Va. Code §§46.2-1539 (failure to inspect a vehicle prior to selling it), 46.2-1532 (odometer disclosure violation), 46.2-1529 (failure to have sales records available for inspection), 46.2-1550.2 (failure to have transport tags records available for inspection), 46.2-1559 (failure to have temporary tag records available for inspection), 46.2-1550.2 (failure to have dealer tag records available for inspection), 46.2-1575.6 (having used deceptive acts or practices) and 46.2-1575.9 (having been convicted of any criminal act involving the business of selling vehicles). Based on due consideration and the recommendation of the hearing officer, the Board believes a civil penalty should be levied against Mr. Ardeshir R. Majdi. The Board hereby assesses a civil penalty in the amount of \$750 on Mr. Ardeshir R. Majdi for violations of Va. Code §§46.2-1575.6, having used deceptive acts or practices, and 46.2-1575.9, having been convicted of any criminal act involving the business of selling vehicles.

Bobby Joe Dotson seconded. The motion carried unanimously.

- **Gary Nunnally and Gary Nunally Car Sales.** Chairman Todd Hyman summarized for the Board the discussion held in the Committee meeting regarding Gary Nunnally and Gary Nunnally Car Sales. Based on that discussion and the recommendation in the case, Mr. Hyman made the following motion: Based on the evidence and a report of an informal fact-finding conference as prepared by a hearing officer, the Board assessed a \$1,000 civil penalty suspended for 90 days, all licenses and certificates issued by the Board to Mr. Nunnally for on-going violations of record keeping requirements; failure to comply with a written warning and that the on-going problems were willful and for failure to post a list of salespersons as required. Mr. Nunnally appealed the Board's decision and requested a formal hearing and the Board has reviewed and considered the facts and evidence and the report of a formal hearing as prepared by the hearing officer concerning Mr. Gary Nunnally t/a Gary Nunnally Car Sales for alleged violations of Va. Code §46.2-1575(2), failure to comply subsequent to receipt of a written warning and willful failure to comply with the dealer laws, and §§46.2-1529, 46.2-1530, 46.2-1548 and 46.2-1550 related to record keeping requirements and Va. Code §46.2-1518, failure to post a list of salespersons as required. Based on due consideration and the recommendation of the hearing officer, the Board believes a civil penalty should be levied against Mr. Gary Nunnally t/a Gary Nunnally Car Sales. The Board hereby assesses a civil penalty in the amount of \$2,000 for violations of Va. Code §§46.2-1529, 46.2-1530, 46.2-1548 and 46.2-1550 related to record keeping requirements and Va. Code §46.2-1518, failure to post a list of salespersons as required.

Hugh McCreight seconded. The motion carried unanimously.

- **Altaf H. Shah and Sports Car Center & Public Auto Auction.** Chairman Todd Hyman summarized for the Board the discussion held in the Committee meeting regarding Altaf H. Shah and Sports Car Center and Public Auto Auction. Based on that discussion and the recommendation in the case, Mr. Hyman made the following motion: Based on the evidence and a report of an informal fact-finding conference as prepared by a hearing officer, the Board assessed a \$4,000 civil penalty suspended for 90 days, all licenses and certificates issued by the Board to Mr. Shah for on-going violations of record keeping requirements; failure to comply with a written warning and that the on-going problems were willful and for failure to post a list of salespersons as required. Mr. Shah appealed the Board's decision and requested a formal hearing. The Board has reviewed and considered the facts and evidence and the report of a formal hearing as prepared by the hearing officer concerning Mr. Altaf H. Shah t/a Sports Car Center for alleged violations of Va. Code §46.2-1575(2), failure to comply subsequent to receipt of a written warning and willful failure to comply with the dealer laws, and §§46.2-1529, 46.2-1530, 46.2-1532, 46.2-1542, 46.2-1550 and 46.2-1559 related to record keeping requirements and Va. Code §46.2-1518, failure to post a list of salespersons as required. Based on due consideration and the recommendation of the hearing officer, the Board believes a civil penalty should be levied against Mr. Altaf H. Shah and based on due consideration, the Board believes that all licenses and certificates issued by the Board to Mr. Altaf H. Shah should be suspended. The Board hereby assesses a civil penalty in the amount of \$4,500 for violations of Va. Code §§46.2-1529, 46.2-1530, 46.2-1532, 46.2-1542, 46.2-1550 and 46.2-1559 related to record keeping requirements and Va. Code §46.2-1518, failure to post a list of salespersons as required and the Board hereby suspends all licenses and certificates issued by the Board to Mr. Altaf H. Shah for a period of 30 days for violations of §46.2-1575(2) failure to comply subsequent to receipt of a written warning and willful failure to comply with the dealer laws.

Pat Patrick seconded. The motion carried unanimously.

- **Variance Request: Jerry's Automotive.** Chairman Todd Hyman summarized for the Board the discussion held in the Committee meeting regarding the variance request of Jerry's Automotive. Based on that discussion and the recommendation in the case, Mr. Hyman made the following motion: In accordance with the authority given to the Board to modify the minimum hours requirements as set-out in §46.2-1533, that Jerry Farmer, Inc T/A Jerry's Automotive Sales and Service (dealer #833) be granted a variance from the requirement of being opened for business at least 10 hours per week between the hours of 9:00 am and 5:00 pm, Monday through Friday provided that the dealership be open a minimum of 5 hours per week between the hours of 9:00 am and 5:00 pm, Monday through Friday. This variance shall be in effect through September 30, 2005.

Robert Woodall seconded. The motion carried unanimously.

Licensing Committee:

- **Eric E. Marshall, Sales License Application Denial.** Chairman Bobby Joe Dotson summarized for the Board the discussion held in the Committee meeting regarding Eric E. Marshall. Based on that discussion and the recommendation in the case, Mr. Dotson made the following motion: The Board has reviewed and considered the facts and evidence and the report of an informal fact-finding conference as prepared by the hearing officer concerning the denial of Mr. Marshall's application for a salesperson's license pursuant to Va. Code §46.2-1575(1), having made a material misstatement on an application. Mr. Marshall holds a Certificate of Qualification and had previously been licensed as a salesperson. The Board has reviewed and considered the facts and evidence and the report of an informal fact-finding conference as prepared by the hearing officer concerning Mr. Eric E. Marshall and based on due consideration, the Board believes that Mr. Marshall's application for a motor vehicle salesperson's license should be approved. The Board hereby approves Mr. Eric E. Marshall's application for a salesperson license and such license shall be issued once Mr. Marshall pays a \$600 civil penalty for violations of Va. Code §46.2-1575(1), having made a material misstatement on an application and he submits a new application indicating that he has been convicted of a felony.

Larry Shelor seconded. The motion carried unanimously.

Advertising Committee:

Vice-Chairman Ted Robertson summarized discussions that were held during the Committee Meeting.

Transaction Recovery Fund Committee:

Chairman Steve Farmer summarized discussions held and actions that were taken during the Committee Meeting.

- **Harry Beatty, Jr. and Edward Mayo and Premier Auto.** Chairman Steve Farmer summarized for the Board the discussion held in the Committee meeting regarding Harry B. Beatty, Jr. and Edward F. Mayo and Premier Auto. Based on that discussion and the recommendation in the case, Mr. Farmer made the following motion: Pursuant to Section 46.2-1527.1 et seq. of the Code of Virginia, which is known as the Motor Vehicle Transaction Recovery Fund ("Fund"), the Board has reviewed and considered claims submitted for payment from the Fund on the claims and based on due consideration and recommendation of the staff representative, the Board believes the following claims should be payable from the Fund. The Board hereby approves and reaffirms the following claims and payment amounts subject to compliance by the claimant with statutory requirements:

Harry B. Beatty, Jr. and Edward Mayo and Premier Auto.

\$4,050.59

Clyde King seconded. All in favor 15 (Smit, Farmer, Hunt, Courter, Dotson, Hyman, King, McCreight, Patrick, Pearson, Pohanka, Robertson, Schroeder, Shelor, Woodall). Opposed: 1 (Trenor). The motion carried.

OLD BUSINESS FROM THE FLOOR

- **Curbstoning Report.** Ed Ryder reported on the curbstoning issues that have occurred in the Bristol District, Roanoke District, Richmond District, Fairfax District and the Portsmouth District since the May 10, 2004 meeting.

There was no old business from the floor.

NEW BUSINESS

2005 Legislation. There were no legislative recommendations from this meeting.

NEW BUSINESS FROM THE FLOOR

There was no new business from the floor.

The next meeting will be scheduled for September 13, 2004.

- **Executive Director's Report.** Bruce Gould introduced new staff member Valentin Rodriguez and briefly discussed Val's background. Bruce gave a report on the new salespersons processed in a month's time.

Rick Hunt requested that Bruce follow up with other counter parts in other states on the E-bay situation.

There being no further business to come before the Motor Vehicle Dealer Board, Chairman Smit adjourned the meeting at 12:07 p.m.

Meeting Summary
Dealer Practices Committee
Monday, July 12, 2004

Chairman Todd Hyman called the Dealer Practices Committee meeting to order at 8:39 a.m. in Room 702 of the DMV Headquarters Building at 2300 W. Broad Street in Richmond. Present were Committee members Bobby Joe Dotson, Clyde King, Hugh McCreight, Pat Patrick, Frank Pohanka, Ted Robertson, Chris Schroeder and Robert Woodall. (Absent: James Mitchell and Vince Sheehy) Other Board members present: D. B. Smit, Max Pearson, Rick Hunt, Steve Farmer, Larry Shelor and Leo Trenor. Executive Director Bruce Gould, Peggy Bailey and Debbie Allison represented the Dealer Board. Philip Vasquez and Ed Ryder were present from DMV. Eric Fiske was present from the Attorney General's Office.

The May 10, 2004 meeting summary was approved.

PUBLIC COMMENT

Bobby Joe Dotson stated that he would like the meeting summary to recognize the staff of VADA and VIADA for the many long hours spent at the 2004 General Assembly. Further, that 2004 was one the most successful years with regards to legislation being passed that will have a direct, positive impact on dealers, particularly the "right to cure bill". The consensus of the Committee was that a copy of the Dealer Practices Summary should be sent to the two Associations.

OLD BUSINESS

- **Update: March Actions.** Peggy Bailey reported on the actions taken at the Dealer Practices Committee meeting on May 10, 2004.

OLD BUSINESS FROM THE FLOOR

There was no old business from the floor.

NEW BUSINESS

Review and Action: Formal Hearings:

- **Ardeshir R. Majdi and DMV Motors.** Based on the evidence and a report of an informal fact-finding conference as prepared by a hearing officer, the executive director revoked all licenses issued to Mr. Ardeshir R. Majdi t/a DMV Motors for having been convicted of any criminal act related to the sale of motor vehicles and for deceptive acts or practices. Mr. Majdi appealed the revocation and requested a formal hearing. A formal hearing was conducted on April 29, 2004 referencing Ardeshir R. Majdi and DMV Motors for alleged violations of Va. Code 46.2-1539 (failure to inspect a vehicle prior to selling it), 46.2-1532 (odometer disclosure violation), 46.2-1529 (failure to have sales records available for inspection), 46.2-1550.2 (failure to have transport tags records available for inspection), 46.2-1559 (failure to have temporary tag records available for inspection) and 46.2-1550.2 (failure to have dealer tag records available for inspection). Based on information provided at the hearing, the hearing officer recommended that the Board assess civil penalties as follows: \$125 for violating §46.2-1539, \$125 for violating §46.2-1532, \$125 for violating §46.2-1529, \$125 for violating §46.2-1550.2, \$125 for violating §46.2-1559, \$125 for violating §46.2-1550.2 for a total civil penalty of \$750.00 against Ardeshir R. Majdi and DMV Motors.

After some discussion and review of the information provided to the Committee in their notebooks, a motion was made by Pat Patrick to accept the hearing officer's recommendation. Frank Pohanka seconded. The motion carried unanimously.

- **Gary Nunnally and Gary Nunnally Car Sales.** At it's January 2004 meeting, the Board voted to assess a \$1,000 civil penalty and to suspend all licenses issued to Gary Nunnally for a period of 90 days. Mr. Nunnally appealed this decision. A formal hearing was conducted on March 31, 2004 referencing Gary Nunnally and Gary Nunnally Car Sales for the alleged violations of Va. Code 46.2-1518 (failure to keep salesperson records current and accurate), 46.2-1529 (failure to have sales records available for inspection), 46.2-1530 (failure to have original buyer's order available for inspection), 46.2-1548 (failure to use dealer plates as authorized) and 46.2-1550 (failure to maintain records of dealer tags). Based on the information provided at the hearing, the hearing officer recommended that the Board assess a civil penalty of \$2,000 for the repeated violations of §§46.2-1518, 46.2-1529, 46.2-1530, 46.2-1548 and 46.2-1550 and to impose a 90-day suspension of all licenses against Gary Nunnally and Gary Nunnally Car Sales.

Mr. Nunnally was present and available for questions. Bobby Joe Dotson indicated that at the May meeting, a dealer committed, in his opinion, more severe infractions than Mr. Nunnally and the dealer was only assessed a \$5,000 civil penalty and no license suspension. Mr. Dotson feels that the Board needs to be more uniform in deciding sanctions.

After some discussion and review of the information provided to the Committee in their notebooks, a motion was made by Bobby Joe Dotson to reject the hearing officer's recommendation and to assess a civil penalty of \$2,000 with "no" suspension of license. Hugh McCreight seconded. The motion carried unanimously.

- **Altaf H. Shah and Sports Car Center & Public Auto Auction.** At it's January 2004 meeting, the Board voted to assess a \$4,000 civil penalty and to suspend all licenses issued to Mr. Shah for a period of 90 days. Mr. Shah appealed this decision. A formal hearing was conducted on March 31, 2004 referencing Altaf H. Shah and Sports Car Center & Public Auto Auction for the alleged violations of Va. Code 46.2-1518 (failure to keep salesperson records current and accurate), 46.2-1529 (failure to have sales records available for inspection), 46.2-1530 (record keeping violation), 46.2-1532 (odometer disclosure violation), 46.2-1542 (failure to maintain records of temporary certificate of ownership), 46.2-1550 (failure to maintain records of dealer tags), 46.2-1559 (failure to have temporary tag records available for inspection) and 46.2-1575(2) (failure to comply with a written warning). Based on the information provided at the hearing, the hearing officer recommended that the Board assess a \$500 civil penalty for each violation of the following Codes §§46.2-1529, 46.2-1530, 46.2-1532, 46.2-1550.2 and 46.2-1559 for a total penalty of \$2,500 and a \$1,000 civil penalty for violating §§46.2-1518 and 46.2-1550 for a total of \$2,000. This brings a recommended total civil penalty to be assessed against Mr. Shah and Sports Car Center of \$4,500 and to suspend all licenses and certificates for 30 days.

Mr. Shah was present and available for questions.

After some discussion and review of the information provided to the Committee in their notebooks, a motion was made by Hugh McCreight to accept the hearing officer's recommendation. Clyde King seconded. The motion carried unanimously.

- **Variance Request: Jerry's Automotive.** Bruce Gould reported that for the past 5 years, Jerry Farmer requests a variance in hours for his dealership, Jerry's Automotive Sales and Service, because of his teaching schedule.

Motion was made by Robert Woodall to accept Mr. Farmer's request for a variance in hours. Frank Pohanka seconded. The motion carried unanimously.

- **Report on Variance Requests (Dealer Hours and Storage of Dealer Records).** Bruce Gould indicated that there were six (6) requests from dealers to store their records offsite and all 6 were granted due to good standings with the Board. There was one (1) request for a variance in hours so that the dealer could take an extended vacation to Europe. It was granted because of his good standings with the Board as well.
- **2005 Legislation.** In order to address frequent consumer complaints, Bruce Gould suggested two concepts for consideration for the 2005 General Assembly: 1) Establishment of time frame for dealers to pay off consumer's loans for their trade-in vehicles. 2) Give the Board the authority to assess a civil penalty when a dealer issues a second, third or fourth set of temporary tags. Todd Hyman suggested a third concept: 3) Revoke/suspend a dishonest dealer's license without going through the hearing process. He also posed the following question: If a dealer has already been convicted of a felony, can the Board take his license since "due process" has been achieved? Eric Fiske indicated that the process should remain the same as it is conducted now. Consensus of the Committee was 1) not to go forward with the first suggestion, 2) the second issue really does not need legislation but they will support whatever decision the Executive Director and DMV does to resolve the temporary tag issue and 3) not to go forward with the third suggestion because the law indicates that everyone is entitled to due process.

NEW BUSINESS FROM THE FLOOR

There was no new business from the floor.

The next meeting was scheduled for September 13, 2004.

The meeting adjourned at 10:25 a.m.

Meeting Summary
Dealer Licensing Committee
Monday, July 12, 2004

Chairman Bobby Joe Dotson called the Dealer Licensing Committee meeting to order at 10:35 a.m. in Room 702 of the DMV Headquarters Building at 2300 West Broad Street in Richmond. Present were Committee members Frank Pohanka, Steve Farmer, Rick Hunt, Todd Hyman, Larry Shelor and Robert Woodall. (Absent: David Lacy and James Mitchell) Other Board members present: Carlton Courter, Ted Robertson, Leo Trenor, D. B. Smit, Clyde King, Max Pearson, Hugh McCreight, Pat Patrick and Chris Schroeder. Executive Director Bruce Gould, Peggy Bailey and Debbie Allison represented the Dealer Board. Philip Vasquez and Ed Ryder represented DMV. Eric Fiske represented the Attorney General's Office.

The May 10, 2004 meeting summary was approved.

PUBLIC COMMENT:

There was no public comment.

OLD BUSINESS

Update: March Actions. Bobby Joe Dotson asked that the Committee Members silently read the update that was only 2 lines long. No further discussion on the update.

OLD BUSINESS FROM THE FLOOR

There was no old business from the floor.

NEW BUSINESS

Review and Action: Informal Fact-Finding Conference:

- **Eric E. Marshall, Application Denial for Sales License.** An informal fact-finding conference was conducted on June 10, 2004 referencing Eric E. Marshall and the denial of his sales license application for having been convicted of a felony and failure to disclose this on his license application. Based on the information provided at the conference, the hearing officer recommended that the Board grant the requested salesperson's license with the stipulation that he fills out an accurate application and pay a \$600.00 civil penalty.

Mr. Marshall was present and available for questions.

After some discussion and review of the information provided to the Committee in their notebooks, a motion was made by Larry Shelor to accept the hearing officer's recommendation. Rick Hunt seconded. The motion carried unanimously.

- **Dealer-Operator Education Requirement.** Todd Hyman presented a proposal in the form of a resolution for educational requirements for future dealer-operators. General discussion followed.

After reviewing the resolution, Frank Pohanka recommended that a Task Force Committee be formed to discuss the Dealer-Operator Education Requirement resolution before it is approved. Bruce noted that in order to establish an educational requirement, APA regulations would need to be adopted and that this process provides many opportunities for public comment. Carlton Courter noted that it takes about 2 years to adopt regulations. Consensus of the Committee agreed with Mr. Pohanka.

- **Supplemental License Locations.** Bruce Gould reported that questions have been raised concerning the interpretation of the following partial Code Section 46.2-1516: **...A supplemental license shall not be required for premises otherwise contiguous to the established place of business except for a public thoroughfare.** Consensus of the Committee is that no supplemental license is required, if the only thing separating the licensed location from the secondary location is a thoroughfare.
- **2005 Legislation.** There were no legislative recommendations from this Committee.

NEW BUSINESS FROM THE FLOOR

There was no new business from the floor.

The next meeting was scheduled for September 13, 2004.

The meeting adjourned at 11:08 a.m.

Meeting Summary
Advertising Committee
Monday, July 12, 2004

Vice Chairman Ted Robertson called the Advertising Committee meeting to order at 11:09 a.m. in Room 702, at DMV Headquarters, 2300 West Broad Street, Richmond, Virginia. Present were Committee members Steve Farmer, Rick Hunt, Hugh McCreight, Pat Patrick, Max Pearson, Chris Schroeder and Larry Shelor. (Absent: Vince Sheehy). Other Board members present: Carlton Courter, Leo Trenor, Robert Woodall, Frank Pohanka, Rick Hunt, Pat Patrick, Clyde King, Bobby Joe Dotson. Executive Director Bruce Gould, Peggy Bailey and Debbie Allison represented the Dealer Board. Philip Vasquez and Ed Ryder represented DMV. Eric Fiske represented the Attorney General's Office.

The May 10, 2004 meeting summary was approved.

PUBLIC COMMENT

There was no public comment.

OLD BUSINESS

OLD BUSINESS FROM THE FLOOR

There was no old business from the floor.

NEW BUSINESS

- **2005 Legislation.** There were no legislative recommendations from this Committee.

NEW BUSINESS FROM THE FLOOR

There was no new business from the floor.

The next meeting will be September 13, 2004.

The meeting adjourned at 11:09 a.m.

Meeting Summary
Transaction Recovery Fund Committee
Monday, July 12, 2004

Chairman Steve Farmer called the Transaction Recovery Fund Committee meeting to order at 11:11 a.m. in Room 702 of the DMV Headquarters Building at 2300 West Broad Street in Richmond. Present were Committee members: Bobby Joe Dotson, Clyde King, Chris Schroeder, Larry Shelor and Leo Trenor (Absent: David Lacy). Other Board members present: Ted Robertson, Carlton Courter, Robert Woodall, Frank Pohanka, Todd Hyman, Rick Hunt, D.B. Smit, Pat Patrick, Max Pearson, Hugh McCreight. Executive Director Bruce Gould, Peggy Bailey and Debbie Allison represented the Dealer Board. Philip Vasquez and Ed Ryder represented DMV. Eric Fiske represented the Attorney General's Office.

The May 10, 2004 summary was approved.

PUBLIC COMMENT:

There was no public comment.

OLD BUSINESS

- **Tabled Issue: Harry B. Beatty and Edward F. Mayo, Premier Auto.** Bruce Gould reported that this issue was tabled from the May 10, 2004 meeting because the Board had requested that the documentation regarding the subrogation agreement from Centennial Casualty Company and Harry Beatty in the amount of \$10,356.22 be submitted for review, in order for the Board to make a more informed decision on the amount compensable for payment from the Fund. This information was received on June 17, 2004 and in reviewing this information, it is recommended that the Recovery Fund Committee and Full Board approve payment on Harry Beatty's claim against the Fund in the amount of \$14,406.81. It was noted that the insurance company had paid a claim and that Mr. Beatty subsequently received title. Also, that any amount up to \$10,356.22 approved by the Board would go to the insurance company. Staff indicated that the Board could consider only paying the amount equal to attorney's fees \$4,050.59.

After further discussion and review of the information provided to the Committee in their notebooks, a motion was made by Steve Farmer to approve payment in attorney fees in the amount of \$4,050.59 and not pay the rest of the judgment for damages since they had already been paid by the insurance company. Larry Shelor seconded. All in favor: 5 (Farmer, Dotson, King, Schroeder, Shelor). Opposed: 1 (Trenor) The motion carried.

OLD BUSINESS FROM THE FLOOR

There was no old business from the floor.

NEW BUSINESS

- **2005 Legislation.** There were no legislative recommendations from this Committee.

NEW BUSINESS FROM THE FLOOR

There was no new business from the floor.

The next meeting was scheduled for September 13, 2004.

The meeting adjourned at 11:34 a.m.